IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE THOTTATHIL B.RADHAKRISHNAN

TUESDAY, THE 9TH OCTOBER 2007 / 17TH ASWINA 1929

WP(C).No. 29914 of 2007(J)

PETITIONER:

ASOKAN VASU, AGED 55 YEARS, S/O. VASU,
PRATHIBHAS, NAVAIKULAM,
THIRUVANANTHAPURAM DISTRICT.

BY ADV. SRI.T.M.ABDUL LATHEEF
SRI.A.MOHAMED RASHEED

RESPONDENTS:

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1. DEPUTY CHIEF ENGINEER (VIGILANCE),
KERALA STATE ELECTRICITY BOARD, VYDYUTHI BHAVAN,
PATTOM, THIRUVANANTHAPURAM-4.

2. CHIEF ELECTRICAL INSPECTOR,
KERALA STATE HOUSING BOARD BUILDING,
THIRUVANANTHAPURAM-1.

3. ASST. EXECUTIVE ENGINEER,
ANTI POWER THEFT SQUAD, KOLLAM.

4. SUB ENGINEER,
ELECTRICAL MAJOR SECTION, KERALA STATE ELECTRICITY
BOARD, KALLAMBALAM, THIRUVANANTHAPURAM DISTRICT.

5. ASSISTANT EXECUTIVE ENGINEER,
ELECTRICAL MAJOR SECTION, KERALA STATE
ELECTRICITY BOARD, KALLAMBALAM, PIN-695 605,
TRIVANDRUM DISTRICT.

BY STANDING COUNSEL SRI.P.P.THAJUDEEN.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 09/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

THOTTATHIL B. RADHAKRISHNAN, J.

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WP(C).No.29914 of 2007-J

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Dated this the 9th day of October, 2007.

JUDGMENT

The petitioner complains that the action taken by the APTS authorities of the Electricity Board is without the authority of law and that any fault of the meter has to be attributed to the Board authorities themselves. He is shown to have made a request to the Chief Electrical Inspector of the State to have an inspection conducted. Whatever that may be, the situation in hand is covered by statutory provisions which authorize and enable the petitioner to state objections to the mahazar and the demand, as also to carry an appeal before the statutory appellate authority. Under the aforesaid circumstances, this writ petition is disposed of issuing the following directions:

a) If the petitioner files objections before the competent authority, that will be considered in accordance with law. Any request by him for inspection of meter by the Electrical Inspectorate will also be considered in accordance with law.

b) If such objections are filed and if the petitioner remits an amount of Rs.75,000/-, supply of energy to the premises shall be restored provided such deposit is made within a period of one week from now. Such restoration shall follow the deposit.

c) The deposit being made in terms of this judgment will be adjusted towards amounts as may be ultimately found due.

THOTTATHIL B. RADHAKRISHNAN,
JUDGE.

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